

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

In re

CITY OF DETROIT, MICHIGAN,

Debtor.

Chapter 9

Case No. 13-53846

Hon. Steven W. Rhodes

**Expedited Consideration Requested**

**DEBTOR'S *EX PARTE* MOTION FOR AN ORDER EXTENDING THE  
DEADLINE FOR COMPLETING DEPOSITIONS SET FORTH IN THE  
COURT'S ORDER SHORTENING NOTICE AND SCHEDULING AN  
EXPEDITED HEARING WITH RESPECT TO MOTION  
FOR AN ORDER APPROVING SETTLEMENT AND  
PLAN SUPPORT AGREEMENT [DOCKET NO. 2913]**

The City of Detroit hereby moves for the entry of an order extending the deadline for completion of depositions set forth in the Court's Order Shortening Notice and Scheduling an Expedited Hearing with Respect to Motion for an Order Approving Settlement and Plan Support Agreement [Docket No. 2913] (the "Scheduling Order").

The Scheduling Order currently provides that all depositions of the City's witnesses must be completed by March 25, 2014. The City agreed to make its witnesses, Kevyn Orr and Gaurav Malhotra, available on March 19, 2014 for their depositions. However, certain documents requested by objectors, which the City

has agreed to produce (specifically, the final execution draft of the Settlement and Plan Support Agreement, any exhibits to be used by the City in examining Mr. Malhotra at the hearing, and an updated privilege log) are not yet available. At least one objector has indicated to the City that if such documents are not made available prior to the depositions, the objector will insist upon another round of depositions after the documents do become available.

In the interest of efficiency and the avoidance of multiple depositions, the City requests a brief, six-day extension of the deposition deadline, until March 31, 2014. Both Mr. Orr and Mr. Malhotra will be available for their depositions on or before March 31, 2014, and the City will provide the requested documents to the objectors sufficiently in advance of the depositions to enable them adequately to prepare.

WHEREFORE, the City respectfully requests that the Court enter an order, substantially in the form attached as Exhibit 1, extending the deposition deadline until March 31, 2014 and granting further relief as the Court deems appropriate.

Dated: March 17, 2014

Respectfully submitted,

/s/ Deborah Kovsky-Apap  
Robert S. Hertzberg (P30261)  
Deborah Kovsky-Apap (P68258)  
PEPPER HAMILTON LLP  
4000 Town Center, Suite 1800  
Southfield, MI 48075  
(248) 359-7300 - Telephone  
(248) 359-7700 - Fax  
hertzbergr@pepperlaw.com  
kovskyd@pepperlaw.com

Corinne Ball  
JONES DAY  
222 East 41<sup>st</sup> Street  
New York, New York 10017  
Telephone: (212) 326-3939  
Facsimile: (212) 755-7306  
cball@jonesday.com

Thomas F. Cullen, Jr.  
Gregory M. Shumaker  
Geoffrey S. Stewart  
JONES DAY  
51 Louisiana Avenue, N.W.  
Washington, D.C. 20001.2113  
Telephone: (202) 879-3939  
Facsimile: (202) 626-1700  
tfcullen@jonesday.com  
gshumaker@jonesday.com  
gstewart@jonesday.com

ATTORNEYS FOR THE CITY OF DETROIT

**EXHIBIT 1**

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

In re

CITY OF DETROIT, MICHIGAN,

Debtor.

Chapter 9

Case No. 13-53846

Hon. Steven W. Rhodes

**ORDER GRANTING DEBTOR'S *EX PARTE* MOTION FOR AN ORDER  
EXTENDING THE DEADLINE FOR COMPLETING DEPOSITIONS SET  
FORTH IN THE COURT'S ORDER SHORTENING NOTICE AND  
SCHEDULING AN EXPEDITED HEARING WITH RESPECT TO  
MOTION FOR AN ORDER APPROVING SETTLEMENT AND  
PLAN SUPPORT AGREEMENT [DOCKET NO. 2913]**

This matter coming before the Court on Debtor's *Ex Parte* Motion (the "Motion") for an Order Extending the Deadline for Completing Depositions Set Forth in the Court's Order (the "Scheduling Order") Shortening Notice and Scheduling an Expedited Hearing with Respect to Motion for an Order Approving Settlement and Plan Support Agreement [Docket No. 2913]; and good and sufficient cause having been shown;

**IT IS HEREBY ORDERED THAT:**

1. The Motion is **GRANTED**.

2. The deadline to complete depositions pursuant to the Scheduling Order is hereby extended until March 31, 2014.

3. All other provisions of the Scheduling Order remain in full force and effect.